

LEGISLATURE OF NEBRASKA

NINETY-NINTH LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 1100

Introduced by Louden, 49; Aguilar, 35; Howard, 9; Kruse, 13

Read first time January 13, 2006

Committee: Judiciary

A BILL

1 FOR AN ACT relating to crimes and offenses; to amend section
2 28-806, Reissue Revised Statutes of Nebraska; to change
3 penalty provisions for public indecency; and to repeal
4 the original section.

5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 28-806, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 28-806 (1) A person, eighteen years of age or over,
4 commits public indecency if such person performs or procures, or
5 assists any other person to perform, in a public place and where
6 the conduct may reasonably be expected to be viewed by members of
7 the public:

8 (a) An act of sexual penetration; or

9 (b) An exposure of the genitals of the body done with
10 intent to affront or alarm any person; or

11 (c) A lewd fondling or caressing of the body of another
12 person of the same or opposite sex.

13 (2) Public indecency is a Class II misdemeanor unless the
14 conduct described in subsection (1) of this section may reasonably
15 be expected to be viewed by members of the public fourteen years
16 of age or younger in which case public indecency is a Class I
17 misdemeanor.

18 Sec. 2. Original section 28-806, Reissue Revised Statutes
19 of Nebraska, is repealed.